



#6/amat  
B  
1/23/04  
K. Fennell

Docket No.: 826.1656

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of:

Hiroshi, NISHIMOTO

Serial No. 09/749,426

Group Art Unit: 2633

Confirmation No. 5685

Filed: December 28, 2000

Examiner: Agustin Bello

For: OPTICAL NODE DEVICE AND SIGNAL SWITCHING AND CONNECTION METHOD

**RESPONSE TO OFFICE ACTION**

**RECEIVED**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

JAN 07 2004

Technology Center 2600

Sir:

This is in response to the Office Action mailed October 6, 2003, and having a period for response set to expire on January 6, 2004.

The following amendments and remarks are respectfully submitted. Reconsideration of the claims is respectfully requested.



S&H Form: (10/03)

**REPLY/AMENDMENT  
FEE TRANSMITTAL**

		Attorney Docket No.	826.1656
		Application Number	09/749,426
		Filing Date	December 28, 2000
		First Named Inventor	Hiroshi, NISHIMOTO
		Group Art Unit	2633
AMOUNT ENCLOSED	0.00	Examiner Name	Agustin Bello

**FEE CALCULATION (fees effective 10/01/03)**

CLAIMS AS AMENDED	Claims Remaining After Amendment	Highest Number Previously Paid For	Number Extra	Rate	Calculations
TOTAL CLAIMS	15	- 20 =	0	X \$ 18.00 =	\$ 0.00
INDEPENDENT CLAIMS	3	- 3 =	0	X \$ 86.00 =	0.00
Since an Official Action set an original due date of January 6, 2004, petition is hereby made for an extension to cover the date this reply is filed for which the requisite fee is enclosed (1 month (\$110); 2 months (\$420); 3 months (\$950); 4 months (\$1,480); 5 months (\$2,010));					0.00
If Notice of Appeal is enclosed, add (\$330.00)					0.00
If Statutory Disclaimer under Rule 20(d) is enclosed, add fee (\$110.00)					0.00
Information Disclosure Statement (Rule 1.17(p)) (\$180.00)					
Total of above Calculations =					\$ 0.00
Reduction by 50% for filing by small entity (37 CFR 1.9, 1.27 & 1.28)					
TOTAL FEES DUE =					<b>RECEIVED</b>

(1) If entry (1) is less than entry (2), entry (3) is "0".

(2) If entry (2) is less than 20, change entry (2) to "20".

(4) If entry (4) is less than entry (5), entry (6) is "0".

(5) If entry (5) is less than 3, change entry (5) to "3".

JAN 07 2004

Technology Center 2600

**METHOD OF PAYMENT**

- Check enclosed as payment.
- Charge "TOTAL FEES DUE" to the Deposit Account No. below.
- No payment is enclosed and no charges to the Deposit Account are authorized at this time (unless specifically required to obtain a filing date).

**GENERAL AUTHORIZATION**

- If the above-noted "AMOUNT ENCLOSED" is not correct, the Commissioner is hereby authorized to credit any overpayment or charge any additional fees necessary to:
 

Deposit Account No.	19-3935
Deposit Account Name	STAAS & HALSEY LLP
- The Commissioner is also authorized to credit any overpayments or charge any additional fees required under 37 CFR 1.16 (filing fees) or 37 CFR 1.17 (processing fees) during the prosecution of this application, including any related application(s) claiming benefit hereof pursuant to 35 USC § 120 (e.g., continuations/divisionals/CIPs under 37 CFR 1.53(b) and/or continuations/divisionals/CPAs under 37 CFR 1.53(d)) to maintain pendency hereof or of any such related application.

**SUBMITTED BY: STAAS & HALSEY LLP**

Typed Name	Christine Joan Gilsdorf	Reg. No.	43,635
Signature	<i>C. Joan Gilsdorf</i>	Date	1/6/04

©2003 Staas & Halsey LLP